

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE JOINT RESOLUTION NO. 40**  
**96TH GENERAL ASSEMBLY**

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Reported from the Committee on the Judiciary and Civil and Criminal Jurisprudence, March 22, 2012, with recommendation that the Senate Committee Substitute do pass.

4812S.03C

TERRY L. SPIELER, Secretary.

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**JOINT RESOLUTION**

Submitting to the qualified voters of Missouri, an amendment repealing section 13 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to laws that are retrospective in operation.

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*Be it resolved by the Senate, the House of Representatives concurring therein:*

That at the next general election to be held in the state of Missouri, on  
2 Tuesday next following the first Monday in November, 2012, or at a special  
3 election to be called by the governor for that purpose, there is hereby submitted  
4 to the qualified voters of this state, for adoption or rejection, the following  
5 amendment to article I of the Constitution of the state of Missouri:

Section A. Section 13, article I, Constitution of Missouri, is repealed and  
2 one new section adopted in lieu thereof, to be known as section 13, to read as  
3 follows:

Section 13. That no ex post facto law, nor law impairing the obligation of  
2 contracts, or retrospective in its operation, or making any irrevocable grant of  
3 special privileges or immunities, can be enacted; **however, a law may be**  
4 **retrospective in its operation with respect to requiring sexual offenders**  
5 **to register with law enforcement, restricting sexual offenders from**  
6 **residing within a certain distance of a school or child-care facility, as**  
7 **required by law, or requiring that a person provide a DNA sample for**  
8 **analysis and inclusion in the Missouri DNA profiling system.**

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